

**Amendment No. 2**

Project No.:  
Section: SR 66, Peach Springs  
**Tracs: H6331 01C**  
**Budget Source Item No. 75306**

**AMENDMENT NO. 2**

**INTERGOVERNMENTAL AGREEMENT**

BETWEEN  
THE STATE OF ARIZONA  
AND  
THE HUALAPAI TRIBE

**THIS AGREEMENT** is entered into this date May 9, 2006, **Amendment No. 2** to JPA 04-055, A.G. Contract No.: KR 04-1128TRN, filed with the Secretary of State under No. 27115 pursuant to Arizona Revised Statutes Sections 11-951 through 11-954, as amended between the STATE OF ARIZONA, acting by and through its DEPARTMENT OF TRANSPORTATION (the "State") and the HUALAPAI INDIAN TRIBE acting by and through its TRIBAL COUNCIL, (the "Tribe").

**I. RECITALS**

1. The State is empowered by Arizona Revised Statutes § 28-401 to enter into this agreement and has by resolution, a copy of which is attached hereto and made part hereof, resolved to enter into this agreement and has delegated to the undersigned the authority to execute this agreement on behalf of the State.

2. The Tribe is empowered by Tribal Council Resolution to enter into this Agreement and has authorized the undersigned to execute this Agreement on behalf of the Tribe.

**THE PURPOSE OF THIS AMENDMENT** is to **a)** increase the funding for the Project and; **b)** to add verbiage that will allow the State and its contractor's access to tribal lands.

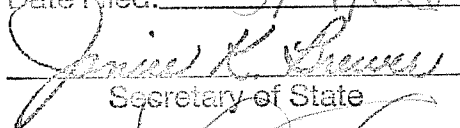

**DESIGN TRACS No.: H6331 01D**

Estimated Federal Aid Funds @ 94.3%	\$ 44,465.00
Estimated State Matching Funds @ 5.7%	\$ 2,535.00
Total Estimated Design Funds	\$ 47,000.00

**CONSTRUCTION TRACS No.: H6331 01C**

Estimated Federal Aid Funds @ 94.3%	\$381,267.00
Estimated State Matching Funds @ 5.7%	\$ 21,733.00
Total Estimated Construction Funds	\$403,000.00

**THEREFORE**, in consideration of the mutual covenants expressed herein, it is agreed as follows:

NO. 27115  
Filed with the Secretary of State  
Date Filed: 5/9/06  
  
Secretary of State  
By: 

**II. SCOPE OF WORK**

Article II, 2., Paragraph f., is added in full as follows:

2. The Tribe will:

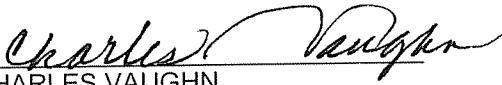
f. Grant the State and its contractor's the necessary access to tribal lands for the purpose of constructing the Project.

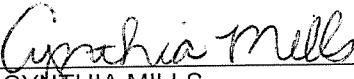
**EXCEPT AS AMENDED herein, ALL OTHER** terms and conditions of the original and Amendment One Agreement remain in full force and effect.

**HUALAPAI TRIBE**

**STATE OF ARIZONA**


Department of Transportation

By   
CHARLES VAUGHN  
Chairman

By   
CYNTHIA MILLS  
Joint Project Administrator

ATTEST

By   
CHRISTINE LEE  
Secretary

<p>TERRY GODDARD Attorney General</p>	 <p>OFFICE OF THE ATTORNEY GENERAL STATE OF ARIZONA</p>	<p>CIVIL DIVISION TRANSPORTATION SECTION Writer's Direct Line: 602.542.8855 Facsimile: 602.542.3646 E-mail: Susan.Davis@azag.gov</p>
-------------------------------------------	---------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------

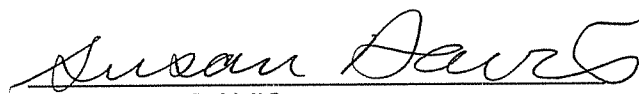
**INTERGOVERNMENTAL AGREEMENT  
DETERMINATION**

A.G. Contract No. KR04-1128TRN (**JPA 04,055, Amendment No. 2**), an Agreement between public agencies, i.e., The State of Arizona and The Hualapai Tribe, has been reviewed pursuant to A.R.S. § 11-952, as amended, by the Undersigned Assistant Attorney General who has determined that it is in the proper form and is within the powers and authority granted to the State of Arizona.

No opinion is expressed as to the authority of the remaining Parties, other than the State or its agencies, to enter into said Agreement.

DATED: May 2, 2006

TERRY GODDARD  
Attorney General

  
SUSAN E. DAVIS  
Assistant Attorney General  
Transportation Section

SED:mjf:958791  
Attachment